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*Attorneys for Defendants Hewlett-Packard Company,  
 Shoreline Investment Management Company, and  
 Hewlett-Packard Company 401(k) Plan*

[Additional counsel appear on signature page]

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

IN RE HP ERISA LITIGATION

This Document Relates To:

ALL ACTIONS

Master File No.: C-12-06199 CRB

**STIPULATION AND ORDER  
 REGARDING HEARING ON  
 PENDING MOTIONS TO DISMISS**

Date: February 14, 2014  
 Time: 10:30 a.m.  
 Judge: Hon. Charles R. Breyer  
 Room: 6, 17th Floor

[Local Rule 7-12]

Defendants Hewlett-Packard Company 401(K) Plan, Hewlett-Packard Company, David W. Healy, Michael J. Holston, Catherine A. Lesjak, Marc A. Levine, John N. McMullen, James T. Murrin, John F. Schultz, and Shoreline Investment Management Company (collectively, “Defendants”) and Plaintiffs hereby stipulate and agree, by and through their undersigned counsel of record, as follows:

### **RECITALS**

A. On June 3, 2013, Plaintiffs filed their Consolidated Amended Class Action Complaint For Violations Of The Employee Retirement Income Security Act, 29 U.S.C. §1132 (“Amended Complaint”) (Docket No. 50).

B. On August 15, 2013, Defendants filed motions to dismiss the Amended Complaint (Docket Nos. 78 & 81) (together, “Defendants’ Motions to Dismiss”).

C. By Order entered December 10, 2013, the Court directed supplemental briefing in connection with Defendants’ Motions to Dismiss and vacated the December 20, 2013 hearing previously set for Defendants’ Motions to Dismiss (Docket No. 104).

D. By Order entered February 4, 2014, the Court set Defendants’ Motions to Dismiss for hearing on February 14, 2014 and indicated that the parties may, by stipulation, submit on the papers (Docket No. 107).

E. The undersigned parties respectfully request a hearing on Defendants’ Motions to Dismiss. However, because of a scheduling conflict, the undersigned parties request that the hearing on Defendants’ Motions to Dismiss be moved to February 28, 2014 at 10:30 a.m.

### **STIPULATION**

**NOW, THEREFORE**, the undersigned parties, hereby stipulate and agree, subject to Court approval, to the following:

1. The February 14, 2014 hearing on Defendants’ Motions to Dismiss is vacated.
2. The hearing on Defendants’ Motions to Dismiss shall be set for February 28, 2014 at 10:30 a.m.

**IT IS SO STIPULATED.**

1 Dated: February 7, 2014

ZAMANSKY & ASSOCIATES, LLC

2  
3 By: /s/ Samuel Bonderoff  
Samuel Bonderoff

4 *Interim Lead Class Counsel for Plaintiffs*

5 Dated: February 7, 2014

WACHTELL, LIPTON, ROSEN & KATZ

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7 By: /s/ George T. Conway III  
George T. Conway III

8 *Attorneys for Defendants Hewlett-Packard Company,*  
9 *Shoreline Investment Management Company, and*  
10 *Hewlett-Packard Company 401(k) Plan*

11 Dated: February 7, 2014

WILSON SONSINI GOODRICH & ROSATI, PC

12  
13 By: /s/ Steven M. Schatz  
Steven M. Schatz

14 *Attorneys for Defendant Catherine A. Lesjak*

15 Dated: February 7, 2014

FENWICK & WEST LLP

16  
17 By: /s/ Kevin Muck  
Kevin Muck

18 *Attorneys for Defendants David Healy, Marc Levine,*  
19 *John McMullen and James Murrin*

20 Dated: February 7, 2014

SIDLEY AUSTIN LLP

21  
22 By: /s/ Mark B. Blocker  
Mark B. Blocker

23 *Attorneys for Defendant Mike Holston*

1 Dated: February 7, 2014

BERGESON LLP

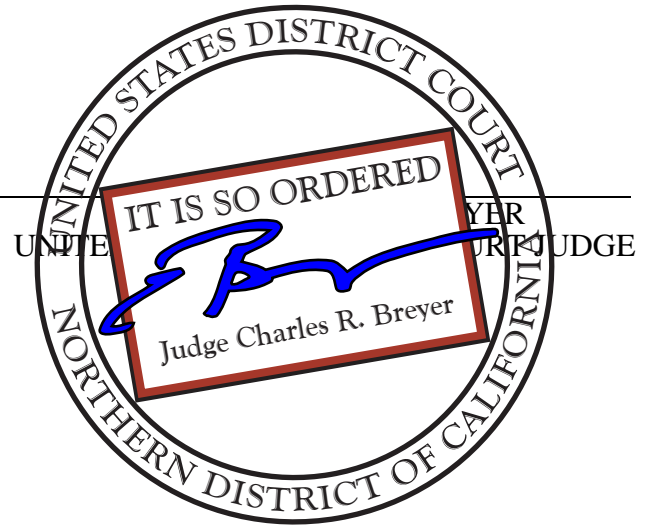
2  
3 By: /s/ Daniel Bergeson  
4 Daniel Bergeson

5 *Attorneys for Defendant John Schulz*  
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**ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: February 10, 2014



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**DECLARATION OF CONCURRENCE / ECF ATTESTATION**

I, Christopher C. Wheeler, am the ECF User whose ID and Password are being used to file this **STIPULATION AND ORDER REGARDING HEARING ON PENDING MOTIONS TO DISMISS.**

In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories hereto have concurred in this filing.

I declare under penalty of perjury the foregoing is true and correct. Executed this 7th day of February 2014, in San Francisco, California.

By: /s/ Christopher C. Wheeler  
Christopher C. Wheeler